IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of)	
)	
Marc Birkner et al.)	Group Art Unit: Unassigned
)	
Application No.: 09/831,745)	Examiner: Unassigned
)	
Filed: May 14, 2001)	
)	
For: METHOD AND DEVICE FOR)	
CONTROLLING A PORTABLE)	
OBJECT LIFE CYCLE, IN)	
PARTICULAR A SMART CARD)	
)	

RESPONSE

Commissioner for Patents
Box PCT United States Patent and Trademark Office
Washington, DC 20231

Sir:

In response to the Notification of A Defective Response dated August 7, 2001, the

period for response thereto having been extended to October 5, 2001 by the attached

petition and fee for a one-month extension of time, please replace the originally filed

Declaration with the attached Substitute Declaration.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

By: _____

James A. LaBarre
Registration No. 28,632

P.O. Box 1404
Alexandria, Virginia 22313-1404
(703) 836-6620

Date September 20 , 2001

Patent
Attorney's Docket No. <u>032326-139</u>

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of)

Marc Birkner et al.) Group Art Unit: Unassigned

Application No.: 09/831,745) Examiner: Unassigned

Filed: May 14, 2001)

For: METHOD AND DEVICE FOR)
   CONTROLLING A PORTABLE)
   OBJECT LIFE CYCLE, IN)
   PARTICULAR A SMART CARD)

<u>AMENDMENT/REPLY TRANSMITTAL LETTER</u>

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

   Enclosed is a response to a Notification of A Defective Response for the above-identified patent application.

[X] A Petition for Extension of Time is also enclosed.

[ ] A Terminal Disclaimer and a check for [ ] $55.00 (248) [ ] $110.00 (148) to cover the requisite Government fee are also enclosed.

[ ] Also enclosed is _____ .

[ ] Small entity status is hereby claimed.

[ ] Applicant(s) request continued examination under 37 C.F.R. § 1.114 and enclose the [ ] $355.00 (279) [ ] $710.00 (179) fee due under 37 C.F.R. § 1.17(e).

  [ ] Applicant(s) previously submitted __, on __, for which continued examination is requested.

[ ] Applicant(s) request suspension of action by the Office until at least _, which does not exceed three months from the filing of this RCE, in accordance with 37 C.F.R. § 1.103(c). The required fee under 37 C.F.R. § 1.17(i) is enclosed.

[ ] A Request for Entry and Consideration of Submission under 37 C.F.R. § 1.129(a) (146/246) is also enclosed.

(7/01)

[X]   No additional claim fee is required.

[ ]   An additional claim fee is required, and is calculated as shown below:

AMENDED CLAIMS					
	NO. OF CLAIMS	HIGHEST NO. OF CLAIMS PREVIOUSLY PAID FOR	EXTRA CLAIMS	RATE	ADDT'L FEE
Total Claims		MINUS =		× $18.00 (103) =	
Independent Claims		MINUS =		× $80.00 (102) =	
If Amendment adds multiple dependent claims, add $270.00 (104)					
Total Amendment Fee					
If small entity status is claimed, subtract 50% of Total Amendment Fee					
TOTAL ADDITIONAL FEE DUE FOR THIS AMENDMENT					

[ ]   A claim fee in the amount of $_____ is enclosed.

[ ]   Charge $_____ to Deposit Account No. 02-4800.

The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R.

§§ 1.16, 1.17, 1.20(d) and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

By: _____
    James A. LaBarre
    Registration No. 28,632

P.O. Box 1404
Alexandria, Virginia 22313-1404
(703) 836-6620

Date: September 20, 2001

(7/01)

Commissioner for Patents, Box PCT
United States Patent and Trademark Office
Washington, D.C. 20231
www.uspto.gov

U.S. APPLICATION NO.		FIRST NAMED APPLICANT		ATTY. DOCKET NO.
09/831745		BIRKNER	M	032326-139

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ALEXANDRIA, VA 22313 1404

INTERNATIONAL APPLICATION NO.

PCT/FR99/02678

I.A. FILING DATE	PRIORITY DATE
03 NOV 99	13 NOV 98

DATE MAILED: **07 AUG 2001**

NOTIFICATION OF A DEFECTIVE RESPONSE

1. ☐ The request for an extension of time (37 CFR 1.136(a)) filed _____ is defective because the required fee is missing/insufficient. Extension of time fees are listed at 37 CFR 1.17(a)(1)-(a)(5).

2. ☐ Applicant's response filed _____ was received in the Office after the expiration of the period for response set in the Office notification mailed _____ . This application will become abandoned unless applicant obtains an extension of time to reply to the last Office notification under 37 CFR 1.136(a).

3. ☒ Applicant's response filed ___20 JUL 2001___ is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS (Form PCT/DO/EO/905) mailed ___05 JULY 2001___ have not been completed.

   ☐ Translation of the international application into English.
      ☐ which is defective for the reasons indicated on the attached Notice of Defective Translation.
   ☐ Processing fee (37 CFR 1.492(i)).
   ☒ Oath or Declaration of inventors(s).
      ☒ not in compliance with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.
   ☐ Surcharge (37 CFR 1.492(e)).
   ☐ Sequence Listing.
      ☐ not in compliance with 37 CFR 1.821-1.825 for the reasons indicated on the attached PCT/DO/EO/920.
   ☐ Additional claim fees.

Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements (Form DO/EO/905), whichever is the longer. No extension of this time limit may be granted under 37 C.F.R. § 1.136, but the period for response set in the Notification of Missing Requirements (Form DO/EO/905) may be extended under 37 C.F.R. § 1.136(a).

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

URGENT

Enclosed: ☒ PCT/DO/EO/917   ☐ Notice of Defective Translation
        ☐ PCT/DO/EO/920

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Pat Booker Paralegal

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AUG 2

8-8-01

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JAL

Declaration Due

FORM PCT/DO/EO/916 (March 2001)